



COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

GAIL FARBER, Director

January 12, 2010

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

31 JANUARY 12, 2010

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**ASSIGNMENT OF CITY OF COMPTON
FEDERAL SURFACE TRANSPORTATION PROGRAM-LOCAL FUNDS
IN EXCHANGE FOR COUNTY OF LOS ANGELES STATE GASOLINE TAX FUNDS
CITY OF COMPTON-COUNTY OF LOS ANGELES
COOPERATIVE FINANCIAL AGREEMENT
(SUPERVISORIAL DISTRICT 2)
(3 VOTES)**

SUBJECT

This action is to approve a cooperative financial agreement between the County of Los Angeles and the City of Compton to assign the City of Compton's Federal Surface Transportation Program-Local funds to the County of Los Angeles in exchange for an equal amount of the County of Los Angeles' State Gasoline Tax funds to be used to pay the City of Compton's unpaid invoices from the County of Los Angeles Department of Public Works.

IT IS RECOMMENDED THAT YOUR BOARD:

Approve and instruct the Chair of the Board to sign the cooperative financial agreement between the County of Los Angeles and the City of Compton providing for the City of Compton to exchange \$300,000 of its Federal Surface Transportation Program-Local funds for an equivalent amount of the County of Los Angeles' State Gasoline Tax funds.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to request the Board's approval of the enclosed agreement to effect the exchange of \$300,000 of the City of Compton's (City) Federal Surface Transportation Program–Local (STP–L) funds for an equivalent amount of the County of Los Angeles' (County) State Gasoline Tax funds of which \$208,627.50 will be used to pay the City's currently unpaid invoices from the County of Los Angeles Department of Public Works (Public Works), and the remaining \$91,372.50 will be used as available credit toward future invoices for work to be performed by Public Works.

The Los Angeles County Metropolitan Transportation Authority has established procedures that permit the transfer of Federal STP–L funds between public agencies. The approval of the enclosed agreement is required under these procedures. This exchange of funds is mutually beneficial to and in the general interest of both the City and the County.

Implementation of Strategic Plan Goals

This action implements the Countywide Strategic Plan goal of Operational Effectiveness (Goal 1) as it allows the City to pay outstanding invoices owed to the County and the provision of Community and Municipal Services (Goal 3) as it allows the County to utilize the City's assignment of Federal STP-L funds for the improvements of streets, whereby the residents of the County and the motoring public will benefit and their quality of life will be improved.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The \$300,000 in County State Gasoline Tax funds is available in the Fiscal Year 2009-10 Road Fund Budget. Of this amount, \$208,627.50 will be used to pay the City's unpaid invoices from Public Works, which are listed in Exhibit A of the enclosed agreement, and the remaining \$91,372.50 will be used as available credit toward future invoices for work to be performed by Public Works.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The enclosed agreement has been approved as to form by County Counsel and executed by the City.

The enclosed agreement provides for the City to assign \$300,000 of the City's available Federal STP–L funds to the County for an equivalent amount of County/State Gasoline Tax funds of which \$208,627.50 will be used to pay the City's currently unpaid invoices from Public Works, and the remaining \$91,372.50 will be used as available credit toward future invoices for work to be performed by Public Works following the execution of the agreement.

ENVIRONMENTAL DOCUMENTATION

A finding of environmental impact is not required for this financial transaction.

The Honorable Board of Supervisors

1/12/2010

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IMPACT ON CURRENT SERVICES (OR PROJECTS)

The County will be processing Federal-aid eligible projects in unincorporated areas to which the City's assignment of Federal STP-L funds can be obligated. The City's outstanding invoices to Public Works, which are listed in Exhibit A of the enclosed agreement, will be paid in full.

CONCLUSION

Please return one adopted copy of this letter and the copy marked CITY ORIGINAL of the agreement to the Department of Public Works, Programs Development Division. The copy of the agreement marked COUNTY ORIGINAL is for your files.

Respectfully submitted,



GAIL FARBER

Director

GF:SA:dg

Enclosures

c: Chief Executive Office (Lari Sheehan)
County Counsel
Executive Office

AGREEMENT AND ASSIGNMENT

THIS AGREEMENT AND ASSIGNMENT, made and entered into by and between the CITY OF COMPTON, a municipal corporation in the County of Los Angeles (hereinafter referred to as CITY), and the COUNTY OF LOS ANGELES, a political subdivision of the State of California (hereinafter referred to as COUNTY):

WITNESSETH

WHEREAS, CITY desires to assign Three Hundred Thousand and 00/100 Dollars (\$300,000.00) of CITY Federal Surface Transportation Program—Local (STP—L) funds to COUNTY in exchange for COUNTY to use a like amount of COUNTY'S State Gasoline Tax funds to pay the total amount of Two Hundred Eight Thousand Six Hundred Twenty-seven and 50/100 (\$208,627.50) of the currently unpaid invoices from the COUNTY Department of Public Works listed in Exhibit A and to utilize the remaining Ninety-one Thousand Three Hundred Seventy-two and 50/100 (\$91,372.50) as available credit towards future invoices for work performed by COUNTY Department of Public Works for the CITY; and

WHEREAS, the Los Angeles County Metropolitan Transportation Authority has procedures that permit the transfer of STP—L funds between public agencies; and

WHEREAS, such an assignment and exchange of funds is beneficial to and in the general interest of CITY and COUNTY.

NOW, THEREFORE, in consideration of the mutual benefits to be derived by CITY and COUNTY and of the promises herein contained, it is hereby agreed as follows:

(1) CITY AGREES:

- a. To assign to COUNTY a fixed sum of Three Hundred Thousand and 00/100 Dollars (\$300,000.00) of CITY'S STP—L funds. Such assignment shall be effective upon full execution of this AGREEMENT AND ASSIGNMENT with no further action required by CITY.
- b. To accept COUNTY'S use of Two Hundred Eight Thousand Six Hundred Twenty-seven and 50/100 (\$208,627.50) in COUNTY'S State Gasoline Tax funds to pay the total amount of CITY'S currently unpaid invoices from the COUNTY Department of Public Works listed in Exhibit A.
- c. To accept COUNTY'S use of the remaining Ninety-one Thousand Three Hundred Seventy-two and 50/100 (\$91,372.50) as available credit towards future invoices for work performed by COUNTY Department of Public Works for the CITY.

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(2) COUNTY AGREES:

- a. To accept CITY'S assignment of Three Hundred Thousand and 00/100 Dollars (\$300,000.00) of CITY'S STP-L funds.
- b. To apply COUNTY'S State Gasoline Tax funds in the amount of Two Hundred Eight Thousand Six Hundred Twenty-seven and 50/100 (\$208,627.50) to pay the total amount of CITY'S currently unpaid invoices from the COUNTY Department of Public Works listed in Exhibit A, following full execution of this AGREEMENT AND ASSIGNMENT.
- c. To apply the remaining State Gasoline Tax funds in the amount of Ninety-one Thousand Three Hundred Seventy-two and 50/100 (\$91,372.50) as available credit towards future invoices for work performed by COUNTY Department of Public Works for the CITY.

(3) IT IS MUTUALLY UNDERSTOOD AND AGREED AS FOLLOWS:

- a. This AGREEMENT AND ASSIGNMENT may be amended or modified only by mutual written consent of COUNTY and CITY.
- b. Any correspondence, communication, or contact concerning this AGREEMENT AND ASSIGNMENT shall be directed to the following:

CITY: Mr. Alex H. Beanum, P.E
Acting Director of Public Works
City of Compton
205 South Willowbrook Avenue
Compton, CA 90220-3190

COUNTY: Ms. Gail Farber
Director of Public Works
County of Los Angeles
Department of Public Works
P.O. Box 1460
Alhambra, CA 91802-1460

- c. It is understood and agreed that the provisions of Assumption of Liability Agreement No. 32053 between the CITY and the COUNTY, adopted by the Board of Supervisors on December 27, 1977, and currently in effect are inapplicable to this AGREEMENT AND ASSIGNMENT.



IN WITNESS WHEREOF, the parties hereto have caused this AGREEMENT AND ASSIGNMENT to be executed by their respective officers, duly authorized, by the CITY OF COMPTON on _____, 2009, and by the COUNTY OF LOS ANGELES on January 12, 2009.



COUNTY OF LOS ANGELES

By Gloria Molina
Chairman, Board of Supervisors

ATTEST:

SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

I hereby certify that pursuant to
Section 25103 of the Government Code,
delivery of this document has been made.

By [Signature]
Deputy

SACHI A. HAMAI
Executive Officer
Clerk of the Board of Supervisors

By [Signature]
Deputy

APPROVED AS TO FORM:

ROBERT E. KALUNIAN
Acting County Counsel

By Carole Suzuki
Deputy

ADOPTED
CITY OF COMPTON

By Charles Cross
City Manager

ATTEST:

By [Signature]
City Clerk

APPROVED AS TO FORM:

By Craig Cornwell
City Attorney



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1
2 RESOLUTION NO. 22,986
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4 A RESOLUTION OF THE COUNCIL OF THE CITY OF COMPTON
5 AUTHORIZING THE EXECUTION OF AN EXCHANGE OF FEDERAL
6 SURFACE TRANSPORTATION PROGRAM-LOCAL FUNDS FOR COUNTY
7 OF LOS ANGELES STATE GASOLINE TAX FUNDS COOPERATIVE
8 FINANCIAL AGREEMENT

9 WHEREAS, the City previously employed the County of Los Angeles for provision
10 traffic engineering services from which there are \$ 208,627.50 in outstanding invoices; and

11 WHEREAS, the City is facing the possible lapse of \$300,000 in Federal Surface
12 Transportation Program-Local (STP-L) funds; and

13 WHEREAS, the City and County staff have discussed a draft cooperative financial
14 agreement that shall prevent the funding lapse and allow the City to pay the aforementioned
15 invoices; and

16 WHEREAS, under the said agreement the City would assign \$300,000 in STP-L funds
17 to the County in exchange for an equivalent amount of County of Los Angeles State Gas Tax
18 funds, out of which the payment due shall be made.

19 NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COMPTON
20 DOES HEREBY RESOLVE AS FOLLOWS:
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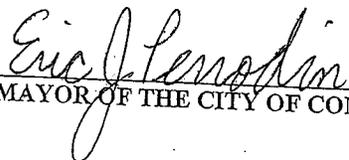
22 SECTION 1. That it is desirable for the City to assign Three Hundred Thousand No
23 Cents (\$300,000.00) of City Federal Surface Transportation Program-Local (STP-L) funds to
24 county in exchange for county to use a like amount of county's State Gasoline Tax funds to pay
25 the total amount of Two Hundred Eight Thousand Six Hundred Twenty-Seven dollars and Fifty-
26 Cents (\$208,627.50) of the currently unpaid invoices from the County Department of Public
27 Works and to utilize the remaining Ninety-One Thousand Three Hundred Seventy-Two Dollars
28 and Fifty-Cents (\$91,372.50) as available credit towards future invoices for work performed by
29 COUNTY Department of Public Works for the City.

30 SECTION 2. That the City Manager, upon the advice of the City Attorney, is authorized
31 to execute a cooperative agreement effecting the assignment and fund exchange described above.

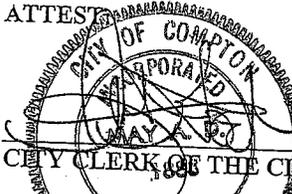
32 SECTION 3. That copies of this resolution shall be forwarded to the offices of the City
33 Manager, City Attorney, City Clerk, City Controller and Public Works Department.

34 SECTION 4. That the Mayor shall sign of the City Clerk shall attest to the adoption of
35 this resolution.

36 ADOPTED this 17th day of November, 2009.

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41 MAYOR OF THE CITY OF COMPTON
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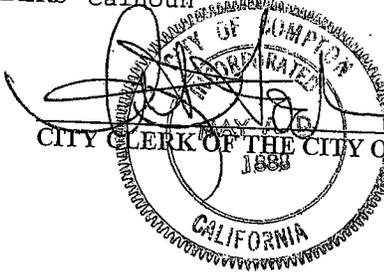
ATTEST


CITY CLERK OF THE CITY OF COMPTON

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON

I, Alita Godwin, City Clerk of the City of Compton, hereby certify that the foregoing resolution was passed and adopted by the City Council of the City of Compton, signed by the Mayor and attested by the City Clerk, at a regular meeting thereof, held on the 17th day of November, 2009, by the following vote:

AYES: COUNCIL MEMBERS -Dobson, Arceneaux, Jones, Perrodin
NOES: COUNCIL MEMBERS -None
ABSTAIN: COUNCIL MEMBERS -None
ABSENT: COUNCIL MEMBERS -Calhoun


CITY CLERK OF THE CITY OF COMPTON
CALIFORNIA

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EXHIBIT A

City of Compton Outstanding Invoices

Invoice No.	Due Date	Amount
1. AR322917	03/30/06	\$ 2,254.46
2. AR323367	04/27/06	\$ 1,650.25
3. AR323864	05/30/06	\$ 1,968.26
4. AR324290	06/29/06	\$ 202.12
5. AR324334	06/29/06	\$ 1,502.35
6. AR324351	06/29/06	\$ 1,250.89
7. AR325035	08/23/06	\$ 6,612.49
8. AR326482	09/28/06	\$ 8,370.02
9. AR326493	09/28/06	\$ 1,506.64
10. AR326926	10/30/06	\$ 4,731.43
11. AR326943	10/30/06	\$ 651.52
12. AR327452	11/30/06	\$ 3,179.59
13. AR327464	11/30/06	\$ 325.75
14. AR327981	12/21/06	\$ 3,633.80
15. AR328072	12/21/06	\$ 8,310.86
16. AR328488	01/31/07	\$ 2,861.67
17. AR328580	01/31/07	\$ 10,919.81
18. AR329296	02/28/07	\$ 2,115.63
19. AR329317	02/28/07	\$ 255.44
20. AR329408	02/28/07	\$ 5,793.86
21. AR329997	03/28/07	\$ 4,063.63
22. AR330012	03/28/07	\$ 238.76
23. AR330082	03/28/07	\$ 13,842.69
24. AR330658	04/27/07	\$ 1,890.05
25. AR330740	04/27/07	\$ 10,742.66
26. AR331309	05/30/07	\$ 4,172.67
27. AR331314	05/30/07	\$ 4,326.00
28. AR331402	05/30/07	\$ 13,439.65
29. AR332073	06/28/07	\$ 4,661.33
30. AR332171	06/28/07	\$ 2,960.24
31. AR333934	08/20/07	\$ 6,919.47
32. AR333939	08/20/07	\$ 2,392.97
33. AR334028	08/20/07	\$ 524.99
34. AR340405	09/27/07	\$ 842.03
35. AR340410	09/27/07	\$ 2,337.15
36. AR341176	10/31/07	\$ 1,038.76
37. AR341999	11/29/07	\$ 4,258.83
38. AR342614	12/27/07	\$ 5,407.18

EXHIBIT A

City of Compton
Outstanding Invoices

<u>Invoice No.</u>	<u>Due Date</u>	<u>Amount</u>
39. AR343232	01/31/08	\$ 4,962.94
40. AR343956	02/28/08	\$ 1,066.83
41. AR344699	03/31/08	\$ 4,493.67
42. AR345461	04/30/08	\$ 5,003.78
43. AR346181	05/30/08	\$ 7,110.03
44. AR346930	06/30/08	\$ 3,919.34
45. AR347021	06/30/08	\$ 3,316.69
46. IN800617	02/12/08	\$ 4,939.90
47. IN800805	03/24/08	\$ 863.59
48. IN800979	04/10/08	\$ 1,143.45
49. SA090000119	12/26/08	\$ 3,764.03
50. 09021904362	03/21/09	\$ 688.99
51. 09031904889	04/18/09	\$ 14,920.28
52. 09031905101	04/18/09	\$ 288.08
	TOTAL:	\$208,627.50